

1 MICHAEL A. JACOBS (CA SBN 111664)
2 MJacobs@mofo.com
3 ARTURO J. GONZÁLEZ (CA SBN 121490)
AGonzalez@mofo.com
4 ERIC A. TATE (CA SBN 178719)
ETate@mofo.com
5 RUDY Y. KIM (CA SBN 199426)
RKKim@mofo.com
6 MORRISON & FOERSTER LLP
425 Market Street
7 San Francisco, California 94105-2482
Telephone: 415.268.7000
Facsimile: 415.268.7522

8 KAREN L. DUNN (*Pro Hac Vice*)
kdunn@bsfllp.com
9 HAMISH P.M. HUME (*Pro Hac Vice*)
hhume@bsfllp.com
10 BOIES SCHILLER FLEXNER LLP
1401 New York Avenue, N.W.
11 Washington DC 20005
Telephone: 202.237.2727
12 Facsimile: 202.237.6131

13 Attorneys for Defendants
UBER TECHNOLOGIES, INC.
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,
19 Plaintiff,
20 v.
21 UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING LLC,
22 Defendants.
23

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
PLAINTIFF'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF ITS REPLY IN
SUPPORT OF ITS MOTION TO
COMPEL PRODUCTION OF
WITHHELD DOCUMENTS AND
EXHIBITS THERETO**

24 Trial Date: October 2, 2017
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1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
 3 declaration based upon matters within my own personal knowledge and if called as a witness, I
 4 could and would competently testify to the matters set forth herein. I make this declaration in
 5 support of Plaintiff's Administrative Motion to File Under Seal Portions of Its Reply in Support
 6 of Its Motion to Compel Production of Withheld Documents and Exhibits Thereto (Dkt. 444).

7 2. I have reviewed the following documents and confirmed that only the portions
 8 identified below merit sealing:

Document	Portions to Be Filed Under Seal
Waymo's Reply in Support of its Motion to Compel Production of Withheld Documents ("Reply")	Highlighted Portions
Exhibit 9 of the Declaration of Patrick Schmidt	Highlighted Portions
Exhibits 10-11 of the Declaration of Patrick Schmidt	Entire Documents

17 3. The highlighted portions of the Reply include highly confidential sensitive
 18 business information of Uber relating to Uber's agreements that is not publicly known, and this
 19 information's confidentiality is strictly maintained. I understand that this information could be
 20 used by competitors to Uber's detriment, including in the context of negotiating business deals. If
 21 such information were made public, I understand Uber's competitive standing could be
 22 significantly harmed.

23 4. The highlighted portions of Exhibit 9 contain non-public, highly confidential
 24 information relating to acquisition agreements of Uber, including highly confidential business
 25 information relating to Uber's (a privately held corporation) corporate structure and highly
 26 confidential information relating to terms of the agreements. The highlighted portions contain
 27 highly sensitive business information that is not publicly known, and its confidentiality is strictly
 28 maintained. This information could be used by competitors to Uber's detriment, including in the

1 context of negotiating business deals. In addition, these highlighted portions discuss Uber's
2 proprietary and highly confidential designs for Uber's custom LiDAR system and Uber's detailed
3 market strategy information.

4 5. Exhibits 10 and 11 are company agreements that include Uber's highly sensitive
5 business information, including highly confidential terms of the agreements, that is not publicly
6 known, and its confidentiality is strictly maintained. I understand that this information could be
7 used by competitors to Uber's detriment, including in the context of negotiating business deals. If
8 such information were made public, I understand Uber's competitive standing could be
9 significantly harmed.

10 6. Defendants' request to seal is narrowly tailored to those portions of Plaintiff's
11 Reply and its supporting papers that merit sealing.

12 I declare under penalty of perjury under the laws of the United States that the foregoing is
13 true and correct. Executed this 22nd day of May, 2017, in Washington, D.C.

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/s/ Michelle Yang

Michelle Yang

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ATTESTATION OF E-FILED SIGNATURE

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I, Arturo J. González, am the ECF User whose ID and password are being used to file this
Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has
concurred in this filing.

Dated: May 22, 2017

/s/ Arturo J. González

Arturo J. González